

**Louisville Metro Council
Final Agenda**

Ordinance Numbers used this meeting: **141 - 154**

Resolution Numbers used this meeting: **126 - 130**

**METRO COUNCIL SUMMARY ONLY
DETAILED MINUTES TO FOLLOW ON THE 9/12/13 COUNCIL AGENDA**

Members Roll Call:

(D) – Attica Scott (1)	(D) – Barbara Shanklin (2)	(D) – Mary C. Woolridge (3)
(D) – David Tandy (4)	(D) – Cheri Bryant Hamilton (5)	(D) – David James (6)
(R) – Kenneth C. Fleming (7)	(D) – Tom Owen (8)	(D) – Tina Ward-Pugh (9) A6:06
(D) – Jim King (10)	(R) – Kevin Kramer (11)	(D) – Rick Blackwell (12)
(D) – Vicki Aubrey Welch (13)	(D) – Cindi Fowler (14)	(D) – Marianne Butler (15) A6:06
(R) – Kelly Downard (16)	(R) – Glen Stuckel (17)	(R) – Marilyn Parker (18)
(R) – Jerry T. Miller (19)	(R) – Stuart Benson (20)	(D) – Dan Johnson (21)
(R) – Robin Engel (22)	(R) – James Peden (23)	(D) – Madonna Flood (24) EA
(D) – David Yates (25)	(D) – Brent Ackerson (26) A6:10	

EA = Excused Absence, **AB** = Absent, **A** = Arrived, **L** = Left

Meeting Date:

08/22/2013

Meeting Time:

6:05 PM

Location:

601 W. Jefferson Street
3rd Floor, City Hall
Louisville, KY 40202

President:

Jim King (10)

Pro-Tem:

David James (6)

Clerks:

H. Stephen Ott, CKMC & Chanelle Smith

Address to Council

1- Addresses to the Council for August 22, 2013 – There were 4 Addresses to Council

Council Minutes

2- Regular Council Minutes - August 8, 2013

Motion to approve made by CW Mary C. Woolridge and seconded by CM David James

By Voice Vote, the Council Minutes were **approved as written**

Committee Minutes

3- Regular: Ad Hoc Committee on Intergovernmental Affairs - August 8, 2013

4- Regular: Ad Hoc Committee on Vacant Properties - August 6, 2013

5- Regular: Appropriations, NDFs and CIFs - August 14, 2013

6- Regular: Budget - August 15, 2013

- 7- Regular: Committee of the Whole - August 8, 2013
- 8- Regular: Committee on Appointments - August 13, 2013
- 9- Regular: Committee on Committees - August 20, 2013
- 10- Regular: Committee on Health, Education and Housing - August 14, 2013
- 11- Regular: Committee on Sustainability - August 8, 2013
- 12- Regular: Community Affairs - August 14, 2013
- 13- Regular: Labor & Economic Development - August 15, 2013
- 14- Regular: Planning/Zoning, Land Design & Development - August 13, 2013
- 15- Regular: Public Safety - August 13, 2013
- 16- Regular: Public Works, Bridges and Transportation - August 15, 2013

Motion to approve made by CM Kelly Downard and seconded by CW Mary C. Woolridge

By Voice Vote, the Committee Minutes were **approved as written**

Communication From Mayor

The Clerk read the appointments into the record. Those requiring Council approval were assigned to the Committee on Appointments.

- 17- Appointments Affordable Housing Trust Fund Board - Kevin Dunlap, Michael Gardner, Christie McCravy, Re-
- 18- Anchorage Fire Protection District Board - Jeremy Urekew, New Appointment
- 19- Re-Appointment Convention and Visitors Bureau Commission - Karen Williams, New Appointment, James O'Malley,
- 20- Louisville Regional Airport Authority Board - Lesa Seibert, New Appointment
- 21- Police Merit Board - Dr. Alex Moses, Sr., Re-Appointment

Consent Calendar

NOTE: Without objection President King moved Item #38 from Old Business to the Consent Calendar.

The Consent Calendar comprised of Items 22 - 38. The Clerk provided a second reading.

Legislation forwarded from APPROPRIATIONS, NDFS AND CIFS

22- O-142-07-13 AN ORDINANCE APPROPRIATING \$5,250 FROM DISTRICT 9 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE CENTER FOR ACCESSIBLE LIVING, INC. FOR MATERIALS TO CONSTRUCT WHEELCHAIR ACCESSIBLE RAMPS, STAIR RAILINGS AND GRAB BARS IN DISTRICT 9. **(Ordinance 141, Series 2013)**

Committee: Appropriations NDFs and CIFS

Status:

On Council Agenda - Consent Calendar
Action Required By January 2014

Primary Sponsor:

Tina Ward-Pugh

Legislation forwarded from BUDGET

23- O-148-08-13 AN ORDINANCE APPROVING THE APPROPRIATION OF \$8,252,240.46 TO ADDRESS THE APRIL 26, 2013, JUDGMENT RELATED TO LITIGATION BY ONE HUNDRED FORTY-ONE (141) PLAINTIFFS, FORMER MEMBERS OF THE LOUISVILLE FIRE DEPARTMENT, FOR INTEREST ON BACK PENSION PAYMENTS AS ORDERED IN JEFFERSON CIRCUIT COURT CASE NO. 01-C1-00983, MICHAEL HASKEN, ET AL. VS. CITY OF LOUISVILLE, ET AL. **(Ordinance 142, Series 2013)**

Committee:

Budget

Status:

On Council Agenda - Consent Calendar
Action Required By February 2014

Primary Sponsor:

Jim King
Marianne Butler
Kelly Downard

24- O-149-08-13 AN ORDINANCE CONCERNING THE LEVY OF TAXES WITHIN THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AND THE LOUISVILLE URBAN SERVICES DISTRICT FOR FISCAL YEAR ENDING JUNE 30, 2014. **(Ordinance 143, Series 2013)**

Committee:

Budget

Status:

On Council Agenda - Consent Calendar
Action Required By February 2014

Primary Sponsor:

Jim King
Marianne Butler
Kelly Downard

25- O-155-08-13 AN ORDINANCE OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, KENTUCKY, AUTHORIZING THE ISSUANCE OF ITS HEALTH SYSTEM REVENUE BONDS SERIES 2013A, SERIES 2013B AND SERIES 2013C IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$300,000,000, (i) THE PROCEEDS OF ITS HEALTH SYSTEM REVENUE BONDS, SERIES 2013A SHALL BE LOANED TO NORTON HEALTHCARE, INC. AND NORTON HOSPITALS, INC. TO PAY OR REIMBURSE THE OBLIGATED GROUP FOR THE COSTS OF ACQUIRING, CONSTRUCTING, RENOVATING AND EQUIPPING CERTAIN HEALTH CARE FACILITIES OF THE CORPORATION AND CERTAIN AFFILIATES, (ii) THE PROCEEDS OF ITS HEALTH SYSTEM VARIABLE RATE REVENUE BONDS SERIES 2013B SHALL BE LOANED TO NORTON HEALTHCARE, INC. AND NORTON HOSPITALS, INC. TO REFUND AND RETIRE CERTAIN OUTSTANDING INDEBTEDNESS, (iii) THE PROCEEDS OF ITS HEALTH SYSTEM VARIABLE RATE REVENUE BONDS SERIES 2013C SHALL BE LOANED TO NORTON HEALTHCARE, INC. AND NORTON HOSPITALS, INC. TO PAY OR REIMBURSE THE OBLIGATED GROUP FOR THE COSTS OF ACQUIRING, CONSTRUCTING, RENOVATING AND EQUIPPING CERTAIN HEALTH CARE FACILITIES OF THE CORPORATION AND CERTAIN AFFILIATES, AND (iv) TAKING OTHER RELATED ACTION. **(Ordinance 144, Series 2013)**

Committee:

Budget

Status:

On Council Agenda - Consent Calendar
Action Required By February 2014

Primary Sponsor:

Marianne Butler
Kelly Downard

Legislation forwarded from COMMITTEE ON APPOINTMENTS

26- RP081313CA RE-APPOINTMENT OF CARRIE ANTHONY TO THE CODE ENFORCEMENT BOARD. TERM EXPIRES MAY 27, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
Action Required By January 2014

27- RP081313YWH RE-APPOINTMENT OF YVONNE WELLS-HATFIELD TO THE METROPOLITAN SEWER DISTRICT BOARD. TERM EXPIRES JUNE 30, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
Action Required By January 2014

28- AP081313KR APPOINTMENT OF KEITH REYNOLDS TO THE WORTHINGTON FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
Action Required By January 2014

29- AP081313 CU APPOINTMENT OF CHRISTIAN URTON TO THE ANCHORAGE FIRE PROTECTION BOARD. TERM EXPIRES JUNE 30, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
Action Required By February 2014.

30- AP080813CC APPOINTMENT OF CHARLIE CLEPHAS TO THE BUECHEL FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
Action Required By February 2014

31- AP080813BK APPOINTMENT OF BENNETT KNOX TO THE FAIRDALE FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Consent Calendar
Action Required By February 2014

32- AP080813RB APPOINTMENT OF ROBERT BRACY TO THE PLEASURE RIDGE FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2016. **(Approved)**

Committee: Committee on Appointments
Status:

On Council Agenda - Consent Calendar
Action Required By February 2014

Legislation forwarded from COMMITTEE ON HEALTH, EDUCATION AND HOUSING

33- R-132-08-13 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDING FROM THE NATIONAL LEAGUE OF CITIES TO BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES AND REVITALIZATION FOR THE CITIES COMBATING HUNGER THROUGH AFTERSCHOOL AND SUMMER MEAL PROGRAMS (CHAMPS) INITIATIVE. **(Resolution 126, Series 2013)**

Committee: Committee on Health Education and Housing
Status: On Council Agenda - Old Business
Action Required By February 2014
Primary Sponsor: Vicki Aubrey Welch

Legislation forwarded from LABOR AND ECONOMIC DEVELOPMENT

34- R-138-08-13 A RESOLUTION APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO CONEXUS WORLD GLOBAL, LLC PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32. **(Resolution 127, Series 2013)**

Committee: Labor & Economic Development
Status: On Council Agenda - Consent Calendar
Action Required By February 2014
Primary Sponsor: David Tandy

35- R-139-08-13 A RESOLUTION AMENDING RESOLUTION NO. 058 APPROVING THE GRANTING OF LOCAL INDUCEMENTS TO BATON LLC TO INCLUDE ITS AFFILIATE ESTATE PRODUCTS, INC. PURSUANT TO KRS CHAPTER 154, SUBCHAPTER 32. **(Resolution 128, Series 2013)**

Committee: Labor & Economic Development
Status: On Council Agenda - Consent Calendar
Action Required By February 2014
Primary Sponsor: David Tandy

Legislation forwarded from PUBLIC SAFETY

36- O-112-06-13 AN ORDINANCE AMENDING SECTION 113.16 REQUIRING NOTICE OF INTENT TO APPLY FOR ALCOHOL LICENSE TO BE POSTED AT PLACE OF BUSINESS. **(Ordinance 145, Series 2013)**

Committee: Public Safety
Status: Action Required By December 2013
On Council Agenda - Consent Calendar
Primary Sponsor: Cheri Bryant Hamilton
Marianne Butler
Additional Sponsor: Attica Scott
Barbara Shanklin
David James

Legislation forwarded from PUBLIC WORKS, BRIDGES AND TRANSPORTATION

37- O-156-08-13 AN ORDINANCE APPROVING THE GRANT OF A COMMUNICATION SERVICES FRANCHISE FOR QWEST COMMUNICATIONS COMPANY, LLC TO INSTALL NETWORK FACILITIES, INCLUDING FIBER OPTIC CABLE, FOR TELECOMMUNICATIONS SERVICES PURSUANT TO SECTIONS 116.70 THROUGH SECTION 116.99 OF THE LOUISVILLE/JEFFERSON COUNTY METRO CODE OF ORDINANCES ["LMCO"] PURSUANT TO AN AGREEMENT BY AND BETWEEN QWEST COMMUNICATIONS COMPANY, LLC, AND THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ["METRO GOVERNMENT"]. **(Ordinance 146, Series 2013)**

Committee: Public Works Bridges and Transportation
Status: On Council Agenda - Consent Calendar
Action Required By February 2014
Primary Sponsor: Tom Owen

NOTE: Without objection President King moved Item #38 from Old Business to the Consent Calendar.

38- O-157-08-13 AN ORDINANCE APPROPRIATING \$10,000 FROM DISTRICT 9 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE FRANKFORT AVENUE BUSINESS ASSOCIATION, INC., FOR EXPENSES ASSOCIATED WITH THE FRANKFORT AVENUE TROLLEY HOP, EASTER PARADE, FOOD TRUCK SUNDAY, AND CYCLOUVIA. **(Ordinance 147, Series 2013)**

Committee: Appropriations NDFs and CIFs
Status: On Council Agenda - Old Business
Action Required By February 2014
Primary Sponsor: Tina Ward-Pugh

Motion to approve made by CW Mary C. Woolridge and seconded by CW Marianne Butler

By a Roll Call Vote, the **Consent Calendar passed.**

VOTING RESULTS: For: 25; Against: 0; Abstain: 0; Absent: 1

For: Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, Robin Engel, James Peden, David Yates, Brent Ackerson

Against: (None)

Abstain: (None)

Absent: Madonna Flood

Old Business

39- O-158-08-13 AN ORDINANCE APPROPRIATING (\$9,050) \$11,300 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$5,000 FROM DISTRICT 24; \$1,000 FROM DISTRICTS 13, 17; \$500 FROM DISTRICTS 1, 6, 22, 4, 18, 12; \$300 FROM DISTRICT 3; \$250 FROM DISTRICTS 22, 10, 9, 21; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE COALITION FOR THE HOMELESS, INC. FOR EXPENSES ASSOCIATED WITH THE "STAND DOWN FOR HOMELESS VETERANS/PROJECT" FOR ITEMS SUCH AS CLOTHING, BLANKETS, BACKPACKS, ID CARDS, MEALS AND CARE PACKAGES (AS AMENDED). **(Ordinance 148, Series 2013)**

Committee: Appropriations NDFs and CIFs
Status: In Committee
Action Required By February 2014
Primary Sponsor: Madonna Flood

Attica Scott
David James
Glen Stuckel
Jim King
Mary C. Woolridge
Robin Engel
Tina Ward-Pugh
Vicki Aubrey Welch
Dan Johnson
David Tandy
Marilyn Parker
Rick Blackwell

Motion to approve made by CW Mary C. Woolridge and seconded by CM Dan Johnson

Motion to amend made by CM Dan Johnson and seconded by CM David James adding the following amounts from the correlating Districts:

D14 - \$250
D15 - \$250
D16 - \$200
Sub Total = \$700

NEW TOTAL ALLOCATED = \$12,000

By Voice Vote the **amendment passed.**

By a Roll Call Vote, the **Ordinance as amended passed.**

VOTING RESULTS: For: 25; Against: 0; Abstain: 0; Absent: 1

For: Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, Robin Engel, James Peden, David Yates, Brent Ackerson

Against: (None)

Abstain: (None)

Absent: Madonna Flood

40- O-154-08-13 AN ORDINANCE AMENDING ORDINANCE NO. 90, SERIES 2009, ORDINANCE NO. 141, SERIES 2011, ORDINANCE NO. 119, SERIES 2012, AND ORDINANCE NO. 107, SERIES 2013 PERTAINING RESPECTIVELY TO THE 2009-2010, 2011-2012, 2012-2013 AND 2013-2014 CAPITAL BUDGETS, ORDINANCE NO. 151, SERIES 2012, AND ORDINANCE NO. 106, SERIES 2013 PERTAINING TO THE 2013-2014 OPERATING BUDGET, BY TRANSFERRING (\$1,852,000) \$1,102,000 OF CAPITAL CUMULATIVE RESERVE FUNDS TO OPERATING AND TRANSFERRING (\$1,852,000) \$1,102,000 OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FROM OPERATING TO CAPITAL. (AS AMENDED) **(Ordinance 149, Series 2013)**

Committee: Budget

Status:

On Council Agenda - Old Business
Action Required By February 2014

Primary Sponsor:

Marianne Butler
Kelly Downard
Jim King

Additional Sponsor:

Cheri Bryant Hamilton
Mary C. Woolridge

Motion to approve made by CM Dan Johnson and seconded by CM James Peden

Councilmembers Tandy and James requested to be added as Additional Sponsors. Without objection, President King obliged.

By a Roll Call Vote, the **Ordinance passed.**

VOTING RESULTS: For: 25; Against: 0; Abstain: 0; Absent: 1

For: Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, Robin Engel, James Peden, David Yates, Brent Ackerson

Against: (None)

Abstain: (None)

Absent: Madonna Flood

41- RP081313JP RE-APPOINTMENT OF JOHN PHELPS TO THE METROPOLITAN SEWER DISTRICT BOARD. TERM EXPIRES JULY 31, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Old Business
Action Required By February 2014.

Motion to approve made by CW Mary C. Woolridge and seconded by CM James Peden

By a Voice Vote the **appointment was approved.**

42- AP080813RM APPOINTMENT OF ROY MCMAHAN TO THE MCMAHAN FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2016. **(Approved)**

Committee: Committee on Appointments
Status: On Council Agenda - Old Business
Action Required By February 2014

Motion to approve made by CM James Peden and seconded by CM David James

By a Voice Vote the **appointment was approved.**

43- R-99-06-13 A RESOLUTION HONORING THE MEMORY, LIFE AND LEGACY OF DAVID HIGGINS. **(Resolution 129, Series 2013)**

Committee: Community Affairs
Status: On Council Agenda - Old Business
Action Required By December 2013
Primary Sponsor: David Tandy

Motion to approve made by CM Dan Johnson and seconded by CM James Peden

Motion to amend made by CW Mary C. Woolridge and seconded by CM Dan Johnson by deleting "MEMORY," from the title and "life and" from Section I in the body of the Resolution.

By a Voice Vote the **amendment passed**

By a Voice Vote the **Resolution as amended was adopted**

44- R-119-07-13 A RESOLUTION HONORING THE LIFE AND LEGACY OF REV. DR. ALEX J. MOSES, SR. **(Resolution 130, Series 2013)**

Committee: Community Affairs
Status: On Council Agenda - Old Business
Action Required By January 2014
Primary Sponsor: David James

Motion to approve made by CM David James and seconded by CW Mary C. Woolridge

By a Voice Vote the **Resolution was adopted**

45- O-131-07-13 AN ORDINANCE CHANGING THE ZONING OF 613 LOTS IN THE ORIGINAL HIGHLANDS AREA-WIDE REZONING CASE FROM EXISTING ZONING DISTRICTS R-5, R-6, R-7, OR-2, OR-3, OTF, C-1 AND C-2 TO PROPOSED ZONING DISTRICTS R-5B TWO-FAMILY RESIDENTIAL, OR-1 OFFICE-RESIDENTIAL, UN URBAN-NEIGHBORHOOD OR CR COMMERCIAL-RESIDENTIAL AND BEING IN LOUISVILLE METRO (CASE NO. 16074). (AS AMENDED) **(Ordinance 150, Series 2013)**

Committee: Planning/Zoning Land Design & Development
Status: On Council Agenda - Old Business
Action Required By August 30, 2013
Primary Sponsor: Madonna Flood

Motion to approve made by CM Dan Johnson and seconded by CW Mary C. Woolridge

By a Roll Call Vote, the **Ordinance passed.**

VOTING RESULTS: For: 25; Against: 0; Abstain: 0; Absent: 1

For: Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, Robin Engel, James Peden, David Yates, Brent Ackerson

Against: (None)

Abstain: (None)

Absent: Madonna Flood

46- O-143-07-13 AN ORDINANCE CHANGING THE ZONING FROM R-4 RESIDENTIAL SINGLE FAMILY TO R-6 RESIDENTIAL MULTI-FAMILY ON PROPERTY LOCATED AT 8211 OLD WESTPORT ROAD CONTAINING A TOTAL OF 15.25 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 17756). **(Ordinance 151, Series 2013)**

Committee: Planning/Zoning Land Design & Development
Status: On Council Agenda - Old Business
Action Required By September 20, 2013
Primary Sponsor: Madonna Flood

Motion to approve made by CW Mary C. Woolridge and seconded by CM David James

Motion to amend made by CM Glen Stuckel and seconded by CM Tom Owen to add the following to the end of Section I:

“and with additional binding element #14 agreed to by the applicant: #14. Any blasting shall be performed by licensed, insured contractors in accordance with State laws governing same. Before any blasting, pre-blast surveys shall be conducted in accordance with law, and such surveys shall be made available to affected adjoining property owners to review and retain for their own records.”

By a Voice Vote the **amendment passed**

By a Roll Call Vote, the **Ordinance as amended passed**.

VOTING RESULTS: For: 25; Against: 0; Abstain: 0; Absent: 1

For: Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, Robin Engel, James Peden, David Yates, Brent Ackerson

Against: (None)

Abstain: (None)

Absent: Madonna Flood

47- O-144-07-13 AN ORDINANCE CHANGING THE ZONING FROM OR-1 OFFICE/RESIDENTIAL TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 7425 - 7427 3RD STREET ROAD CONTAINING 1.00 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18666). **(Ordinance 152, Series 2013)**

Committee: Planning/Zoning Land Design & Development

Status:

On Council Agenda - Old Business

Action Required By September 20, 2013

Primary Sponsor: Madonna Flood

Motion to approve made by CM David James and seconded by CM Dan Johnson

By a Roll Call Vote the **Ordinance passed**

VOTING RESULTS: For: 25; Against: 0; Abstain: 0; Absent: 1

For: Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, Cheri Bryant Hamilton, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, Robin Engel, James Peden, David Yates, Brent Ackerson

Against: (None)

Abstain: (None)

Absent: Madonna Flood

48- O-150-08-13 AN ORDINANCE CHANGING THE ZONING FROM R-5A, RESIDENTIAL SINGLE FAMILY TO R-6, RESIDENTIAL MULTI-FAMILY AND APPROVING THE ALTERNATE PLAN FOR CONNECTIVITY ON PROPERTY LOCATED AT 9910 WESTPORT ROAD CONTAINING A TOTAL OF 24.8 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 18264) (AS AMENDED). **(Ordinance 153, Series 2013)**

Committee: Planning/Zoning Land Design & Development

Status:

On Council Agenda - Old Business
Action Required By September 27, 2013
Primary Sponsor: Madonna Flood

Motion to approve made by CM David James and seconded by CW Mary C. Woolridge

By a Roll Call Vote the **Ordinance passed**

VOTING RESULTS: For: 23; Against: 0; Abstain: 1; Absent: 2

For: Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Cindi Fowler, Marianne Butler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, Robin Engel, James Peden, David Yates, Brent Ackerson

Against: (None)

Abstain: Jim King

Absent: Cheri Bryant Hamilton, Madonna Flood

49- O-152-08-13 AN ORDINANCE CHANGING THE ZONING FROM R-5B RESIDENTIAL TWO-FAMILY TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 1751-1757 FRANKFORT AVENUE CONTAINING A TOTAL OF 19,272.68 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 18955). **(Ordinance 154, Series 2013)**

Committee: Planning/Zoning Land Design & Development
Status:

On Council Agenda - Old Business
Action Required By October 18, 2013

Primary Sponsor: Madonna Flood

Motion to approve made by CM Dan Johnson and seconded by CW Mary C. Woolridge

By a Roll Call Vote the **Ordinance passed**

VOTING RESULTS: For: 23; Against: 0; Abstain: 0; Absent: 3

For: Attica Scott, Barbara Shanklin, Mary C. Woolridge, David Tandy, David James, Kenneth C. Fleming, Tom Owen, Tina Ward-Pugh, Jim King, Kevin Kramer, Rick Blackwell, Vicki Aubrey Welch, Marianne Butler, Kelly Downard, Glen Stuckel, Marilyn Parker, Jerry T. Miller, Stuart Benson, Dan Johnson, Robin Engel, James Peden, David Yates, Brent Ackerson

Against: (None)

Abstain: (None)

Absent: Cheri Bryant Hamilton, Cindi Fowler, Madonna Flood

New Business

The Clerk provided a first reading of the following legislation and their assigned Committees:

Legislation assigned to APPROPRIATIONS, NDFS AND CIFS

50- O-164-08-13 AN ORDINANCE APPROPRIATING A TOTAL OF \$26,000 FROM NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET TO THE HIGHLAND COMMERCE GUILD, INC., IN THE FOLLOWING MANNER: \$6,000 FROM DISTRICT 8 FOR BARDSTOWN ROAD AGLOW FESTIVAL EXPENSES INCLUDING EVENT COORDINATION, TROLLEYS, ENTERTAINMENT, ADVERTISING, ETC.; AND \$15,000 FROM DISTRICT 8 AND \$5,000 FROM DISTRICT 9 FOR GRAFFITI REMOVAL AND SUPPLIES.

Committee: Appropriations NDFs and CIFS
Status:

On Council Agenda - New Business
Action Required By February 2014

Primary Sponsor:

Tom Owen
Tina Ward-Pugh

51- O-168-08-13 AN ORDINANCE APPROPRIATING \$33,500 FROM DISTRICT 23 NEIGHBORHOOD DEVELOPMENT FUNDS (NDF), TO THE DEPARTMENT OF ECONOMIC GROWTH AND INNOVATION (EGI), IN ADDITION TO REALLOCATING \$1,500 IN NEIGHBORHOOD DEVELOPMENT FUNDS TO EGI IN FUNDING REQUEST NO. NDF041812EGI23 AND APPROVED AT THE APRIL 18, 2012 MEETING OF THE APPROPRIATIONS COMMITTEE, FOR A TOTAL OF \$35,000; IN ADDITION TO A \$15,000 MATCH FROM EGI, TO FUND THE DEVELOPMENT OF A NEIGHBORHOOD PLAN FOR THE HIGHVIEW AREA TOWN CENTER.

Committee: Appropriations NDFs and CIFs

Status: On Council Agenda - New Business
Action Required By February 2014

Primary Sponsor: James Peden

52- O-169-08-13 AN ORDINANCE APPROPRIATING \$5050.00 FROM DISTRICT NEIGHBORHOOD DEVELOPMENT FUNDS AS FOLLOWS: \$500 EACH FROM DISTRICTS 13, 24, 6, 8, 25, 15, 10, AND 4; \$300 FROM DISTRICT 3; AND \$250 EACH FROM DISTRICTS 9, 14, AND 21, THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE COALITION FOR THE HOMELESS, INC., FOR PROGRAMMING FEES ASSOCIATED WITH THE COALITION FOR THE HOMELESS 5K RACE TO END HOMELESSNESS ON NOVEMBER 2, 2013.

Committee: Appropriations NDFs and CIFs

Status: On Council Agenda - New Business
Action Required By February 2014

Primary Sponsor: Cindi Fowler
Vicki Aubrey Welch
Madonna Flood
David James
Tom Owen
David Yates
Marianne Butler
Jim King
David Tandy
Mary C. Woolridge
Tina Ward-Pugh
Dan Johnson

53- O-173-08-13 AN ORDINANCE APPROPRIATING \$5,308 FROM NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$1,508 FROM DISTRICT 4; \$1,000 EACH FROM DISTRICTS 3, 2, 6; \$500 FROM DISTRICT 5; \$300 FROM DISTRICT 10; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO THE KENTUCKY ALLIANCE OF BLACK SCHOOL EDUCATORS, INC. FOR EXPENSES SUCH AS HONORARIA, FOOD, MATERIALS, PUBLICATION, LODGING AND INCENTIVES FOR THE "PARENTS, EDUCATORS, AND THE COMMUNITY: COLLABORATING FOR EXCELLENCE" CONFERENCE AT CENTRAL HIGH SCHOOL ON SEPTEMBER 6TH AND 7TH 2013.

Committee: Appropriations NDFs and CIFs

Status: On Council Agenda - New Business
Action Required By February 2014

Primary Sponsor: David Tandy
Mary C. Woolridge
Barbara Shanklin

David James
Cheri Bryant Hamilton
Jim King

54- O-174-08-13 AN ORDINANCE APPROPRIATING \$7,000 FROM DISTRICT NEIGHBORHOOD DEVELOPMENT FUNDS IN THE FOLLOWING MANNER: \$4,500 FROM DISTRICT 12; \$1,000 EACH FROM DISTRICTS 13, 14; \$500 FROM DISTRICT 17; THROUGH THE OFFICE OF MANAGEMENT AND BUDGET, TO HARBOR HOUSE OF LOUISVILLE, INC., FOR PROGRAM EXPENSES ASSOCIATED WITH THE KEN-DUCKY DERBY.

Committee: Appropriations NDFs and CIFs
Status: On Council Agenda - New Business
Action Required By February 2014
Primary Sponsor: Rick Blackwell
Vicki Aubrey Welch
Cindi Fowler
Glen Stuckel

Legislation assigned to COMMITTEE ON APPOINTMENTS

55- RP090313KD RE-APPOINTMENT OF KEVIN DUNLAP TO THE AFFORDABLE HOUSING TRUST FUND BOARD. TERM EXPIRES DECEMBER 31, 2015.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By February 2014

56- RP090313MG RE-APPOINTMENT OF MICHAEL GARDNER TO THE AFFORDABLE HOUSING TRUST FUND BOARD. TERM EXPIRES DECEMBER 31, 2015.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By February 2014

57- RP090313CM RE-APPOINTMENT OF CHRISTIE MCCRAVY TO THE AFFORDABLE HOUSING TRUST FUND BOARD. TERM EXPIRES DECEMBER 31, 2015.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By February 2014

58- AP090313JU APPOINTMENT OF JEREMY UREKEW TO THE ANCHORAGE FIRE PROTECTION DISTRICT BOARD. TERM EXPIRES JUNE 30, 2016.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By February 2014

59- AP090313KW APPOINTMENT OF KAREN WILLIAMS TO THE CONVENTION AND VISITORS BUREAU COMMISSION. TERM EXPIRES AUGUST 17, 2016.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By February 2014

60- RP090313JO RE-APPOINTMENT OF JAMES O'MALLEY TO THE CONVENTION AND VISITORS BUREAU COMMISSION. TERM EXPIRES AUGUST 16, 2016.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By February 2014

61- AP090313LS APPOINTMENT OF LESA SEIBERT TO THE LOUISVILLE REGIONAL AIRPORT AUTHORITY BOARD. TERM EXPIRES JULY 15, 2017.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By February 2014

62- RP090313AM RE-APPOINTMENT OF DR. ALEX MOSES, SR. TO THE POLICE MERIT BOARD. TERM EXPIRES JUNE 1, 2017.

Committee: Committee on Appointments
Status: On Council Agenda - New Business
Action Required By February 2014

Legislation assigned to COMMITTEE ON CONTRACTS

63- R-140-08-13 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NONCOMPETITIVELY NEGOTIATED RENEWAL SOLE SOURCE CONTRACT – (YOUNG MEN'S CHRISTIAN ASSOCIATION OF GREATER LOUISVILLE - \$63,400.00).

Committee: Committee on Contracts
Status: On Council Agenda - New Business
Action Required By February 2014
Primary Sponsor: Robin Engel

64- R-141-08-13 A RESOLUTION PURSUANT TO THE CAPITAL AND OPERATING BUDGET ORDINANCES, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING RENEWAL PROFESSIONAL SERVICE CONTRACT - (UNIVERSITY OF LOUISVILLE SCHOOL OF PUBLIC HEALTH AND INFORMATION SERVICES - \$121,281.50).

Committee: Committee on Contracts
Status: On Council Agenda - New Business
Action Required By February 2014
Primary Sponsor: Vicki Aubrey Welch

Legislation assigned to COMMITTEE ON SUSTAINABILITY

65- R-142-08-13 A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT UP TO \$2,500 OF FUNDING FROM KENTUCKY HORSE COUNCIL FOR COSTS ASSOCIATED WITH THE EQUESTRIAN SUMMER CAMP TO BE ADMINISTERED BY THE PARKS DEPARTMENT.

Committee: Committee on Sustainability
Status: On Council Agenda - New Business
Action Required By February 2014
Primary Sponsor: Tom Owen

66- O-160-08-13 AN ORDINANCE AMENDING ORDINANCE NO. 141, SERIES 2011 AND ORDINANCE NO. 107, SERIES 2013 FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING \$7,000 IN FUNDING FROM A PROJECT IN PUBLIC WORKS & ASSETS TO A PROJECT IN PARKS & RECREATION.

Committee: Committee on Sustainability
Status: On Council Agenda - New Business
Action Required By February 2014
Primary Sponsor: Cindi Fowler

67- O-161-08-13 AN ORDINANCE AMENDING ORDINANCE NO. 107, SERIES 2013 PERTAINING TO THE 2013-2014 CAPITAL BUDGET BY ESTABLISHING A NEW PROJECT, MCNEELY LAKE PARK LOUISVILLE LOOP TRAIL, TO BE ADMINISTERED BY THE DEPARTMENT OF PARKS AND RECREATION.

Committee: Committee on Sustainability
Status: On Council Agenda - New Business
Action Required By February 2014
Primary Sponsor: Tom Owen

68- O-162-08-13 AN ORDINANCE AMENDING ORDINANCE NO. 107, SERIES 2013 PERTAINING TO THE 2013-2014 CAPITAL BUDGET BY ESTABLISHING A SECOND PHASE OF AN EXISTING PROJECT, MCNEELY LAKE PARK ACCESS ROAD, SET UP IN RESOLUTION NO. 30, SERIES 2012, TO BE ADMINISTERED BY THE DEPARTMENT OF PARKS AND RECREATION.

Committee: Committee on Sustainability
Status: On Council Agenda - New Business
Action Required By February 2014
Primary Sponsor: Tom Owen

69- O-163-08-13 AN ORDINANCE AMENDING ORDINANCE NO. 107, SERIES 2013 PERTAINING TO THE 2013-2014 CAPITAL BUDGET BY ESTABLISHING A PROJECT, LOUISVILLE LOOP -- OHIO RIVER LEVEE TRAIL EXTENSION, TO BE ADMINISTERED BY THE DEPARTMENT OF PARKS AND RECREATION.

Committee: Committee on Sustainability
Status: On Council Agenda - New Business
Action Required By February 2014
Primary Sponsor: Cindi Fowler

70- O-167-08-13 AN ORDINANCE AMENDING ORDINANCE NO. 127, SERIES 2011, BY RETITLING A CAPITAL CUMULATIVE RESERVE FUND PROJECT AND AMENDING DESCRIPTIVE LANGUAGE.

Committee: Committee on Sustainability
Status:

On Council Agenda - New Business
Action Required By February 2014
Primary Sponsor: Glen Stuckel

71- O-172-08-13 AN ORDINANCE AMENDING ORDINANCE NO. 228, SERIES 2011 AND AMENDING ORDINANCE NO. 107, SERIES 2013 PERTAINING TO THE 2013-2014 CAPITAL BUDGET BY ESTABLISHING A PROJECT, OHIO RIVER VALLEY NORTHEAST BIKE & PEDESTRIAN, TO BE ADMINISTERED BY THE DEPARTMENT OF PARKS AND RECREATION

Committee: Committee on Sustainability
Status: On Council Agenda - New Business
Action Required By February 2014
Primary Sponsor: Kelly Downard

Legislation assigned to LABOR AND ECONOMIC DEVELOPMENT

72- R-143-08-13 A RESOLUTION DETERMINING REAL PROPERTY BOUNDED ON THE NORTH BY RIVER ROAD, ON THE EAST BY LETTERLE AVENUE, ON THE SOUTH BY INTERSTATE 71 AND ON THE WEST BY FRANKFORT AVENUE, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT A HERETO, AND OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS SALE.

Committee: Labor & Economic Development
Status: On Council Agenda - New Business
Action Required By February 2013
Primary Sponsor: Tina Ward-Pugh

Legislation assigned to PLANNING/ZONING, LAND DESIGN AND DEVELOPMENT

73- O-159-08-13 AN ORDINANCE CLOSING A 15' WIDE ALLEY RUNNING NORTH-SOUTH AND BOUNDED BY LA SALLE AVENUE, CAYUGA STREET, CRAIG AVENUE, AND AN UNNAMED INTERSECTING 15' WIDE ALLEY, CONTAINING 5,490 SQUARE FEET AND BEING IN LOUISVILLE METRO (CASE NO. 17173).

Committee: Planning/Zoning Land Design & Development
Status: On Council Agenda - New Business
Action Required By February 2014
Primary Sponsor: Madonna Flood

74- O-165-08-13 AN ORDINANCE CHANGING THE ZONING FROM M-2 INDUSTRIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 7681/7687 DIXIE HIGHWAY AND TAX BLOCK 1041, LOT 88, CONTAINING 0.46 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18727).

Committee: Planning/Zoning Land Design & Development
Status: On Council Agenda - New Business
Action Required By November 1, 2013
Primary Sponsor: Madonna Flood

75- O-170-08-13 AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 11696 DIXIE HIGHWAY CONTAINING A TOTAL OF 2.09 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 18743).

Committee: Planning/Zoning Land Design & Development

Status:

On Council Agenda - New Business
Action Required By November 1, 2013

Primary Sponsor:

Madonna Flood

76- O-171--08-13 AN ORDINANCE CHANGING THE ZONING FROM R-6 MULTI-FAMILY RESIDENTIAL TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 2500 MONTGOMERY STREET CONTAINING A TOTAL OF 1.988 ACRES AND BEING IN LOUISVILLE METRO (CASE NO. 19317).

Committee:

Planning/Zoning Land Design & Development

Status:

On Council Agenda - New Business
Action Required By November 1, 2013

Primary Sponsor:

Madonna Flood

Legislation assigned to PUBLIC SAFETY

77- O-166-08-13 AN ORDINANCE AMENDING SECTIONS 113.40, 113.41 AND 113.42 TO ELIMINATE THE LICENSES FOR RETAIL BUSINESSES TO SELL BEER, WINE AND DISTILLED SPIRITS BETWEEN THE HOURS OF 2 AM AND 4 AM.

Committee:

Public Safety

Status:

On Council Agenda - New Business
Action Required By February 2014

Primary Sponsor:

Cheri Bryant Hamilton
Attica Scott
Barbara Shanklin
David James
Marianne Butler
Mary C. Woolridge

Reintroduction Only

78- O-26-02-13 AN ORDINANCE AMENDING LOUISVILLE METRO CODE OF ORDINANCES (LMCO) CHAPTER 122 RELATING TO INCREASING THE INSURANCE LICENSE FEES FROM 5% TO 6%.

Committee:

Budget

Status:

Action Required By August 2013
On Council Agenda - For Reintroduction Only

Primary Sponsor:

Tina Ward-Pugh
Attica Scott
Brent Ackerson
Mary C. Woolridge
Tom Owen

Adjournment

Motion to adjourn made by CM Owen. Without objection the meeting **adjourned at 7:17 PM EST.**